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MAY 08 2025

CLERK, U.S. DISTRICT COURT
MINNEAPOLIS, MINNESOTA

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA

Steve Salvador Ybarra
Self-Represented
Pro Se Litigant,

Plaintiff,

v.

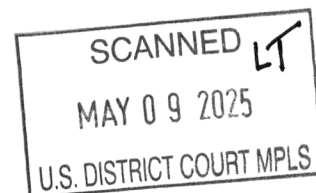
Legal Assistance of Dakota County;
Sharon Jones Esq., in her Individual and
Official capacities;
Hon. David Lutz, in his individual and
Official capacities;
Hon. Tanya Obrien, in her individual and
official capacities;
Hon. Danna L Edwards, in her individual
and official capacities;
Lydia Clemens, in her individual and
official capacities;
Michelle Cathleen Ybarra,

Defendants.

No. . 0:25-cv-01948-KMM-DJF

**PLAINTIFF'S NOTICE REGARDING
STATE COURT FRAUD CONCEALMENT,
JUDICIAL CONFLICT, AND RULE 11
ENFORCEMENT ACTIONS**

Plaintiff **Steve Salvador Ybarra**, pro se, respectfully submits this notice to apprise the Court of live post-filing events in **Dakota County District Court Case No. 19AV-FA-24-839**, now constituting **ongoing predicate acts** under 42 U.S.C. §§ 1983, 1985(2), and 18 U.S.C. §§ 1503 and 1962(d). This notice supplements Plaintiff's pending TRO and civil complaint and



documents the **escalating procedural obstruction** by state officials and parties following federal service.

I. Rule 11 Enforcement Triggered by Post-Filing Misconduct

On May 5, 2025, Plaintiff served a **Rule 11 Safe Harbor Notice** on Attorney Sharon Jones, identifying a sealed May 6 affidavit and May 7 fee waiver order as violations of **Rule 11(b)(1)–(4)** and **Minn. Stat. § 563.01**, due to:

- Known ineligibility of her client (Michelle Ybarra) for legal aid (income: \$4,422/month),
- Prior conflicting income records already in Jones’s possession,
- Fraudulent indigency declarations submitted under seal.

Sharon Jones took no corrective action, and instead doubled down post-notice, resulting in the May 7 sealed fee waiver—**after federal complaint, TRO, and Rule 11 notice**.

II. Judicial Conflict, Protective Order, and Procedural Entrenchment

Plaintiff simultaneously filed a **Motion to Unseal Index #312**, citing:

- **Hazel-Atlas Glass Co. v. Hartford-Empire Co.**, 322 U.S. 238 (1944),
- **Canon 2.11(A)** of the Minnesota Code of Judicial Conduct,
- And **Caperton v. A.T. Massey Coal Co.**, 556 U.S. 868 (2009).

Despite these filings, **Judge David Lutz**—who admitted on record to **prior pro bono affiliation with Legal Assistance of Dakota County (LADC)**—refused to recuse, issued a protective order on April 28 shielding LADC’s intake records, and granted the May 7 sealed fee waiver post-federal notice.

These rulings:

- **Obstruct federal review**,
- Conceal income fraud by a Legal Aid client and attorney,
- And place Judge Lutz in direct violation of **Stump v. Sparkman**, 435 U.S. 349 (1978), and **Dennis v. Sparks**, 449 U.S. 24 (1980) (judicial participation in rights-depriving conspiracy removes immunity).

III. Federal Standing and Next-Step Relief

Plaintiff respectfully notifies the Court that:

- **All Rule 11 declarations, transcripts, and affidavits** have now been served on all state parties and filed as evidence,
- The sealed affidavit at **Index #312** is now the subject of a Rule 60.02(d) motion to vacate and a federal Rule 11 motion,
- Failure by the state forum to unseal and investigate constitutes **federal obstruction under 28 U.S.C. § 1443** and supports injunctive relief.

Plaintiff anticipates renewed misconduct during the upcoming **May 12, 2025** state hearing and has preserved the record under *Mathews v. Eldridge*, 424 U.S. 319 (1976), for use in requesting expedited federal intervention if the obstruction persists.

IV. Relief Requested

Plaintiff respectfully requests this Court to:

1. Take judicial notice of all attached Rule 11 declarations and evidence submitted as Exhibit C;
2. Docket this notice as supplemental grounds in support of the pending TRO and complaint;
3. If state court fails to unseal Index #312 or act on Rule 11 violations, authorize emergency relief under **42 U.S.C. § 1983** and **Fed. R. Civ. P. 65(b)**.

Respectfully submitted,

/s/ **Steve Salvador Ybarra**

Steve Salvador Ybarra

Pro Se Litigant

California | Minnesota

Email: Steve@TheoryWerkx.com

1 Phone: (612) 544-4380

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3 **CERTIFICATE OF SERVICE**

4 I hereby certify that on **May 7, 2025**, I served a true and correct copy of the attached:

5 **PLAINTIFF'S NOTICE REGARDING STATE COURT FRAUD**

6 **CONCEALMENT, JUDICIAL CONFLICT, AND RULE 11 ENFORCEMENT ACTIONS**

7 upon the following parties by email and/or U.S. Mail:

8 • **Legal Assistance of Dakota County**

9 Email: admin@dakotalegal.org

10 • **Sharon Jones, Esq.**, in her individual and official capacities

11 Legal Assistance of Dakota County

12 Email: sjones@dakotalegal.org

13 • **Hon. David Lutz**, in his individual and official capacities

14 Dakota County District Court

15 1560 Highway 55, Hastings, MN 55033

16 Email: Raymond.mestad@courts.state.mn.us

17 • **Hon. Tanya O'Brien**, in her individual and official capacities

18 Dakota County District Court

19 1560 Highway 55, Hastings, MN 55033

20 Email:

21 • **Hon. Dannia L. Edwards**, in her individual and official capacities

22 Dakota County District Court

23 1560 Highway 55, Hastings, MN 55033

24 Email:

25 • **Lydia Clemens**, Guardian ad Litem, in her individual and official capacities

26 First Judicial District GAL Program

27 Email: Lydia.clemens@courts.state.mn.us

28 • **Michelle Cathleen Ybarra**, Respondent

1 Email: shellbell@hotmail.com

2 This notice was served to all named parties via email where available and U.S. Mail where
3 necessary, consistent with Fed. R. Civ. P. 5(b) and Local Rule 7.1.

4 Respectfully submitted,

5 /s/ **Steve Salvador Ybarra**

6 Pro Se Litigant

7 Steve@TheoryWerkx.com

8 (612) 544-4380

9 Executed May 7, 2025

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